

Counsel on Following Page

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**IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

Santiago Hernandez, et al., individually,
on behalf of all others similarly situated,
and on behalf of the general public

Plaintiffs,

vs.

United Auto Credit Corporation, and
DOES 1-50, inclusive,

Defendants.

Case No. C08 03404 RMW/PVT

**STIPULATION AND ~~XXXXX~~ ORDER
GRANTING LEAVE FOR PLAINTIFFS
TO FILE THEIR FIRST AMENDED
COMPLAINT**

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By stipulation and agreement of the parties, and pursuant to Fed. R. Civ. Pro. 15(a), Defendant hereby grants its consent to Plaintiffs to file their First Amended Complaint, attached hereto as Exhibit A.

The parties further stipulate and agree that, pursuant to Fed. R. Civ. Pro. 15(c)(1)(B), the filing of the First Amended Complaint shall relate back to the filing of the original complaint for all purposes except for the inclusion of the Senior Customer Service Representative and Administrative Supervisor positions.

The parties further stipulate and agree that the filing of this First Amended Complaint shall not delay, in any manner, the briefing or hearing on Plaintiffs' Motion for Conditional Class Certification.

The parties further stipulate and agree that Defendant's Answer shall be due 30 days from the date of filing the First Amended Complaint.

Dated: 2/5/09

NICHOLS KASTER, LLP
Attorneys for Plaintiffs

By:


Matthew C. Helland

LITTLER MENDELSON
Attorneys for Defendant

By:


D. Chad Anderton

IT IS SO ORDERED

Dated: 2/12/09


Hon. Ronald M. Whyte
United States District Court Judge

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